

UNITED STATES DISTRICT COURT

NORTHERN

DISTRICT OF

ILLINOIS, EASTERN DIVISION

UNITED STATES OF AMERICA

v.

GERARDO BERNAL

MAGISTRATE JUDGE LEVIN

CRIMINAL COMPLAINT

04CR0500

CASE NUMBER:

DOCKETED

MAY 24 2004

(Name and Address of Defendant)

I, the undersigned complainant being duly sworn state the following is true and correct to the best of my knowledge and belief. On or about 7/11/2000 in Cook county, in the Northern District of Illinois defendant(s) did, (Track Statutory Language of Offense)

move and travel in interstate commerce to avoid prosecution for the Illinois felony of murder

in violation of Title 18 United States Code, Section(s) 1073

I further state that I am a(n) FBI Special Agent and that this complaint is based on the following facts:

Official Title

SEE ATTACHED AFFIDAVIT

Continued on the attached sheet and made a part hereof: ☒ Yes ☐ No



Signature of Complainant

SEAN J. BURKE**Special Agent****Federal Bureau of Investigation**

Sworn to before me and subscribed in my presence,

May 19, 2004

Date


at

Chicago, Illinois

City and State

IAN H. LEVIN United States Magistrate Judge

Name & Title of Judicial Officer



Signature of Judicial Officer

STATE OF ILLINOIS)
) ss
COUNTY OF COOK)

A F F I D A V I T

I, SEAN J. BURKE, being duly sworn, depose and say:

1. I am a Special Agent of the Federal Bureau of Investigation (FBI), Department of Justice, and have been so employed for over two years. I am currently assigned to the FBI Violent Crimes/Fugitive Task Force and am familiar with fugitive investigations. The information contained in this affidavit was furnished to me by personnel from the Cook County, Illinois, Sheriff's Police Department (CCSPD) and by personnel from the Cook County State's Attorney's Office.

2. On October 25, 1998, DEBORAH BERNAL was beaten and strangled to death. DEBORAH's body was found a short time later in a wooded area of Lemont, Illinois. Subsequent investigation by the CCSPD developed DEBORAH's husband, GERARDO BERNAL, as the suspect involved in the murder. On December 16, 1998, BERNAL was arrested and charged in the Circuit Court of Cook County, Illinois, with Murder, a felony.

3. Between October and November of 1999, BERNAL's bond was reduced. After posting bond, BERNAL was released from custody and was present for several subsequent court proceedings on the murder charge.

Four days before BERNAL's jury trial, he stopped appearing for the court proceedings. On July 11, 2000, the Circuit Court of Cook County issued an arrest warrant for BERNAL. On September 20, 2000, the Circuit Court of Cook County issued an arrest warrant for BERNAL for violating his bond. A copy of the warrants is attached to this affidavit.


4. The CCSPD has been unable to locate BERNAL in the Chicago area. It was suspected by CCSPD that BERNAL had fled to Mexico after he failed to appear for his jury trial.

5. On April 29, 2004, an individual who wished to remain anonymous contacted the Chicago FBI by phone from Jalisco, Mexico, and stated they had information as to the whereabouts of BERNAL. The individual was aware that BERNAL was wanted in the State of Illinois and was willing to provide a current address for BERNAL in Jalisco, Mexico.

6. On May 4, 2004, I contacted a FBI Agent stationed in Mexico with responsibility for liaison in the Jalisco area. The Agent met with the individual mentioned above in person. The FBI Agent was given a current residence for BERNAL in Jalisco along with vehicle information.

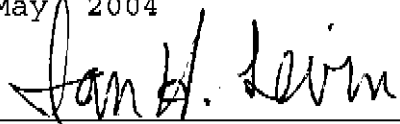
7. Based on the above information, I believe that GERARDO BERNAL ultimately fled the State of Illinois to avoid prosecution for Murder.

8. The Cook County State's Attorney's Office will extradite
BERNAL.



SEAN J. BURKE
Special Agent
Federal Bureau of Investigation

Sworn to and Subscribed
before me this 19th day
of May 2004



IAN H. LEVIN
United States Magistrate Judge

CASE NO 99CR0267201 WOOL
WARRANT TYPE { DEF }

ARREST WARRANT

The people of the State of Illinois to all peace officers in the State - Greetings:

We command you to arrest (Defendant) ERARDO BERNAL for the offense of
(Description) MURDER/INTENT TO KILL/INJURE
(Chapter) 720 (Section) 9-1(A)(1)
arrested in a charge now pending before this court and that you bring him/her instantly before the Circuit Court of Cook
County at (Location) DISTRICT V COURTHOUSE (Room) 10
10220 SOUTH 76TH AVENUE
BRIDGEVIEW, IL 60455

At 9:30 A.M. or if I am absent or unable to act, the nearest or most accessible court in Cook County or, if this warrant is executed in a county other than Cook, before the nearest or most accessible judge in the county where the arrest is made.

GEOGRAPHIC LIMITATIONS

Issued in Cook County 07/11/2000
Bail fixed at \$ - NO BAIL - -

Unless otherwise indicated below the geographic limitations are those as specified in 725 ILCS 5/107-2(e).

(Geographic Limitations)

Judge DAVID F. STERRA Code 1729

Prosecutor

Judge _____ Code 1725
DAVID P. STEIN

Witness: Aurelia Fucinski, Clerk of the Court and seal thereof, 07/11/2000

Clerk of the Circuit Court *Mr. [Signature]* By Deputy Clerk

Name GERARDO BERNAL

非正式團體

Residence 1400 ADAST city JOLIET state IL zip

Sex	Race	Height	Weight	D.O.B.	Age	Complexion	Build	Drivers License
M	WHITE	5' 4"	140 lbs	09/07/1965	34			

1K 001017441 | CB/DCN L1285784 | FBI 630027PA1 | SI 00032466560 | SS 000000000 | BQNP MD7122638

Complainant's Name ASST STATE ATTY
Address 10220 S 76TH AVE

City **BRIDGEVIEW** State **IL** Zip **60455**

Arresting Officer

Star No 00000

Agency/Unit NOT DETERMINED

Reviewed By:

Applied By:

CLARK

Prepared by: EVANS, RITA

Printed: 07/11/2009 11:05:04

System: BGP4.D142.5G02.W3F

CLERK OF THE CIRCUIT COURT OF COOK COUNTY

IN THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS

PEOPLE OF THE STATE OF ILLINOIS
 VS
 GERARDO BERNAL

CASE NO. 00CR2127301 WOOL
 WARRANT TYPE (AER)

ARREST WARRANT

The people of the State of Illinois to all peace officers in the State - Greetings:

We command you to arrest (Defendant) **GERARDO BERNAL** for the offense of
 (Description) **NO BAIL BOND/CLASS M CONVICT**
 (Chapter) **720** (Section) **5/32-10**
 stated in a charge now pending before this court and that you bring him/her instantler before the Circuit Court of Cook
 County at (Location) **DISTRICT V COURTHOUSE** (Room) **10**
10220 SOUTH 76TH AVENUE
BRIDGEVIEW, IL 60455
 at 9:30 A.M. or if I am absent or unable to act, the nearest or most accessible court in Cook County or, if this warrant
 is executed in a county other than Cook, before the nearest or most accessible judge in the county where the arrest is made

GEOGRAPHIC LIMITATIONS

Unless otherwise indicated below the geographic limitations
 are those as specified in 225 ILCS 5/107-9(e).

Issued in Cook County **09/20/2000**

Bail fixed at: **NO BAIL --**

(Geographic Limitations)

Judge

DAVID P. STERBA

Code 1729

Prosecutor

Judge

DAVID P. STERBA

Code 1729

W.T.

Witness: Aurelia Pucinski, Clerk of the Court and seal thereof, 09/20/2000

Clerk of the Circuit Court

By Deputy Clerk

Name **GERARDO BERNAL**

Alias

Residence **2458 MOFFET**

City **CHICAGO**

IL

State

50647

Sex	Race	Height	Weight	D.O.B.	Age	Complexion	Build	Driver's License
M	WHITIS	5' 4"	140 lbs	09/07/1965	35			

IR 001017441 | CB/DCN L1285784 | FBI 630027PA1 | SL 00032466560 | SS 0000000000 | BOND 0000000000

Complainant's Name **ASST STATE ATTY**

Address **10220 S 76TH AVE**

City **BRIDGEVIEW**

State **IL**

60455

Arresting Officer

Star No **00000**

Agency/Unit **COOK COUNTY SHERIFF**

Reviewed By:

Prosecutor

Audited By:

Clerk

Prepared by: **EVANS, LITA**

Printed: 09/20/2000 11:34:44

System:

BCPA.D142.B509.WSF

CLERK OF THE CIRCUIT COURT OF COOK COUNTY